



Onaidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

Oneida Tribe of Indians of Wisconsin BUSINESS COMMITTEE



UGWA DEMOLUM YATEHE
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

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ONEIDA BUSINESS COMMITTEE MINUTES REGULAR MEETING

December 10, 2008

Business Committee Conference Room

Present: Rick Hill - Chair
Tina Danforth - Treasurer
Melinda J. Danforth - Council member
Brandon Stevens - Council member
Ron "Tehassi" Hill Jr. - Council member
Trish King - Council member

Excused: Kathy Hughes – Vice Chair, Patty Hoeft – Secretary, Ed Delgado – Council member

Others Present: Barb Skenandore, Mindimoye, Tracy L Metoxen, Mike Redhail Jr., Thomas E. Wilber, Laura Manthe, Patricia Fredricks, Jim Van Stippen, Georgia FoolBull, Francine Skenandore, Apache Danforth, John L. Breninger, Lisa Skenandore, E Boulanger, Dan House, Rhiannan Metoxen, Lisa Schwartz, Sue Reiter, Racquel Hill, Lee Ninham, Fred Muscavitch, Pete King III, Paul Witek, Doris Yelk-Wilberg, Cathy Bachhuber, Tim Ninham, Imani Ninham

Opening Prayer: Curtis Summers

1. **Call to Order** Chairman Rick Hill at 9:08 a.m.
2. **Oath of Offices administered by Council member Brandon Stevens**
Pardon Screening Committee
Sue Reiter – present
Jodi Van Cuyk (alternate) – present
Dan House – present
Eric Boulanger – present
Heather Denny – not present
Lyle Metoxen (alternate) – present
Lisa Skenandore (alternate) – present

Oneida Tribal School Board

Tracy Metoxen – present
Michael Redhail – present
Georgia FoolBull – present

Oneida Airport Hotel Corporation

Jim Van Stippen – present

Terry Cornelius – present

3. Approval of the Agenda

Action: Motion by Tina Danforth to approve the agenda with moving executive session new business proposed FY09 budget final agenda packet to regular session, defer Business Committee minutes of Oct. 9, Oct. 16, and defer follow-up evening meeting for reports and GTC inclement weather date to the Jan. 14, Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

a. Additions

b. Deletions

c. Moves Executive session new business proposed FY09 budget final agenda packet to regular session under requests

4. Minutes to be Approved

October 9, 2008 Business Committee Minutes

Excerpt from Nov. 26, 2008: Motion by Patty Hoeft to defer the Oct. 9, 2008 Special Business Committee minutes to the Dec. 10 Business Committee meeting, seconded by Tina Danforth. Motion carried unanimously.

No action.

5. Tabled Business

October 16, 2008 Special Business Committee Minutes

Excerpt from Nov. 26, 2008: Remains on table.

No action.

6. Reports

a. Environmental Resource Board (quarterly: Feb/May/Aug/Nov)
Laura Manthe

Excerpt from Nov. 26, 2008: Motion by Ed Delgado to defer the Environmental Resource Board quarterly report to the Dec. 10 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Trish King to approve the Environmental Resource Board quarterly report, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

b. Oneida Personnel Commission (quarterly: Feb/May/Aug/Nov)
Patricia Fredricks

Excerpt from Nov. 26, 2008: Motion by Trish King to defer the Oneida Personnel Commission report to the Dec. 10 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Tina Danforth to approve the verbal report and that we receive a written report after the meeting, seconded by Trish King. Motion carried unanimously.

c. Oneida Housing Authority (monthly)
Susan House

Action: Motion by Melinda J. Danforth to support the neighborhood watch program for the Housing Department, seconded by Trish King. Motion carried unanimously.

Action: Motion by Ron "Tehassi" Hill Jr. to approve the Oneida Housing Authority monthly report, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

7. Travel Reports

1. Melinda J. Danforth RE: NCAI Conference, Travel Report
Phoenix, AZ Oct. 19-22, 2008

Action: Motion by Tina Danforth to approve the travel report for Melinda J. Danforth to the National Congress of American Indians conference, seconded by Ron "Tehassi" Hill Jr. For: Trish King, Tina Danforth, Brandon Stevens, Ron "Tehassi" Hill Jr. Abstained: Melinda J. Danforth. Motion carried.

2. Kathy Hughes RE: Approve Center for Disease Control
Tribal Advisory Committee report Nov. 18-
20, 2008

Action: Motion by Tina Danforth to approve the travel report for Kathy Hughes to the Centers for Disease Control – Tribal Consultation Advisory Committee meeting and recommendation of referring the "Alliance for the Healthiest Nation" and its applications for membership to the General

Manager for consideration, seconded by Trish King. Motion carried unanimously.

8. Follow up Reports/BC Directives from Previous Meetings

1. Trust Committee RE: Report about Trust Committee & Standing Stone Limited relationship

Excerpt from Oct. 1, 2008: Motion by Kathy Hughes to request the Trust Committee to prepare a report for the Business Committee for our meeting in November regarding the Standing Stone Fund and the relationship with the Trust Committee and the Business Committee so far, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Trish King to defer the Trust Committee report to Jan. 28 Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

2. Paul Van Noie RE: Analysis of U.S. Economic Crisis on Trust Committee investments

Excerpt from Oct. 1, 2008: Motion by Ed Delgado to direct the Chief Financial Officer to provide an analysis and recommendation of the U.S economic crisis of Trust Committee investments and all tribal investments to be brought back at the Nov. 12 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Trish King to defer the Analysis of U.S. Economic Crisis on Trust Committee investments to the Jan. 28 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

3. Rick Hill RE: Appointment recommendation for Oneida Personnel Commission

Excerpt from Oct. 15, 2008: Motion by Ed Delgado to defer the recommendation for Oneida Personnel Commission after the Nov. 15 General Tribal Council meeting date because on that meeting agenda is discussion about personnel commissioners who may or may not serve, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Tina Danforth to appoint Carol Smith and David Webster to the Oneida Personnel Commission, seconded by Melinda J. Danforth. For: Tina Danforth, Melinda J. Danforth, Brandon Stevens, Ron "Tehassi" Hill Jr. Abstained: Trish King. Motion carried.

4. Ed Delgado RE: Approve consideration of two options
Dale Joseph Christjohn of per capita payments to re-direct for land purchases

Excerpt from Nov. 26, 2008: Motion by Ed Delgado to defer the General Tribal Council consideration of two options of per capita payments to re-direct for land purchases to the Dec. 10 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Tina Danforth to defer the consideration of two options of per capita payments to re-direct for land purchases to the Jan. 14, 2009 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

5. Patty Hoeft

RE: Evening meetings for reports

Excerpt from Nov. 26, 2008: Motion by Melinda J. Danforth to refer the evening meeting for reports to the Secretary's office and to report with the finalizations to the Dec. 10 Business Committee meeting, seconded by Trish King. Motion carried unanimously.

No action.

6. Patty Hoeft

RE: Inclement GTC weather date

Excerpt from Nov. 26, 2008: Motion by Patty Hoeft to have the location of the GTC Jan. 5, 2009 at the Radisson with registration at 4 p.m. and the meeting starting at 6 p.m. and to have an inclement weather date at the Dec. 10 Business Committee meeting, seconded by Trish King. Motion carried unanimously.

No action.

9. New Business

a. Resolutions

1. Patty Hoeft

RE: Oneida Business Committee meetings every second and fourth Wednesday of each month

Excerpt from Nov. 26, 2008: Motion by Trish King to refer the resolution regarding Business Committee meetings every second and fourth Wednesday each month to the Tribal Secretary's office for final recommendations and to report back at the Dec. 10 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Trish King to approve Resolution 12-10-08-A Oneida Business Committee Meetings Every Second and Fourth Wednesday Each Month, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

2. Melinda J. Danforth

RE: Approve letter to the U.S.
Environmental Protective Agency re: RTOC
representatives for Wisconsin

Excerpt from Nov. 26, 2008: Motion by Melinda J. Danforth to defer the letter to the U.S. Environmental Protection Agency to the Dec. 10 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Trish King to adopt Resolution 12-10-08-B Designating Representatives for the EPA Regional Tribal Operations Committee, seconded by Brandon Stevens. Motion carried unanimously.

3. Brandon Stevens

RE: Approve appointment of Brandon Stevens to the Board of Regents for Haskell Indian Nations University

Action: Motion by Brandon Stevens to defer the resolution of appointing Brandon Stevens to the Board of Regents for Haskell Indian Nations University to the Jan. 14 Business Committee meeting, seconded by Trish King. Motion carried unanimously.

4. Paul Van Noie
Terry Cornelius

RE: 401(k) plan amendments and resolution

Action: Motion by Trish King to adopt 12-10-08-C Resolution to Adopt the Seventh Amendment to the Oneida Tribe of Indians of Wisconsin Retirement Savings & 401(k) Plan, seconded by Tina Danforth. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to adopt 12-10-08-D Resolution to Adopt the Amended and Restated Oneida Tribe of Indians of Wisconsin Deferred Compensation Plan, seconded by Brandon Stevens. Motion carried unanimously.

Action: Motion by Tina Danforth to adopt 12-10-08-E Resolution to Document Benefit Package for Business Committee Members Authorized by General Tribal Council, seconded by Brandon Stevens. Motion carried unanimously.

5. Debbie Thundercloud
Fred Muscavitch

RE: Fee-to-trust resolution correction for former Gary F. and Karen VerVoort property

Action: Motion by Melinda J. Danforth to rescind the fee-to-trust resolution dated BC 7-5-06-MM Former Gary F. and Karen VerVoort Property missing parcel number 17-0-1023-00, seconded by Trish King. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to rescind the fee-to-trust warranty deed dated 4-18-06 Former Gary F. and Karen VervVoort Property missing parcel number 17-0-1023-00, seconded by Trish King. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to adopt the corrected Fee-to-Trust Resolution 12-10-08-F Former Gary F. VerVoort and Karen VerVoort Property for the corrected parcel numbers: 17-0-1041-00, 17-0-1040-00, 17-0-1034-00, 17-0-0996-01, 17-0-0995-00, 17-0-1030-00, 17-0-1028-00, 17-0-1026-00, 17-0-1024-00, 17-0-1023-00, 17-0-1022-00, 17-0-1020-00, seconded by Trish King. Motion carried unanimously.

Action: Motion by Melinda J. Danforth the approve the corrected Fee-to-Trust Warranty Deed Former Gary F. and Karen VerVoort Property for the correct parcel numbers: 17-0-1041, 17-0-1040-00, 17-0-1034-00, 17-0-0996-01, 17-0-0995-00, 17-0-1030-00, 17-0-1028-00, 17-0-1026-00, 17-0-1024-00, 17-0-1023-00, 17-0-1022-00, 17-0-1020-00, seconded by Trish King. Motion carried unanimously.

6. Debbie Thundercloud
Fred Muscavitch

RE: Fee-to-trust resolution correction for former Tillman Landscape Nursery, Inc., a Wisconsin corporation property

Action: Motion by Melinda J. Danforth to rescind the fee-to-trust resolution dated BC-3-15-06-CC Former Tillman Landscape Nursery, Inc., a Wisconsin corporation property parcel numbers: 17-0-0670-00, 17-0-0671-00, 17-0-0672-00, 17-0-0673-00, 17-0-0674-00, 17-0-0675-00, 17-0-0680-00, all parcels have been merged into 17-0-0681-01, seconded by Trish King. Motion carried unanimously.

Action: Motion by Tina Danforth to adopt the Resolution 12-10-08-G Former Tillman Landscape Nursery, Inc., a Wisconsin corporation property for the correct parcel number: 17-0-0681-01, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to rescind the fee-to-trust Warranty Deed dated BC-3-15-06-CC Former Tillman Landscape Nursery, Inc., a Wisconsin corporation property, parcel numbers as listed in the Dec. 10 memo: 17-0-0670-00, 17-0-0671-00, 17-0672, 17-0-0673-00, 17-0-0674-00, 17-0-0675-00, 17-0-0680, and all parcels have been merged into 17-0-0681-01, seconded by Brandon Stevens. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to approve the corrected Fee-to-Trust Warranty Deed Former Tillman Landscape Nursery, Inc., a Wisconsin corporation property, for the correct parcel number as listed in the Dec. 10 memo: 17-0-0681-00, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

7. Trish King RE: GTC meeting stipend policy

Action: Motion by Melinda J. Danforth to adopt the resolution GTC Meeting Stipend Policy, seconded by Brandon Stevens. Motion withdrawn.

Action: Motion by Melinda J. Danforth to adopt Resolution 12-10-08-K GTC Meeting Stipend Policy and the amendment needs to be changed to say Business Committee resolution instead of GTC to the stipend policy, seconded by Brandon Stevens. For: Trish King, Melinda J. Danforth, Brandon Stevens, Ron "Tehassi" Hill Jr. Opposed: Tina Danforth. Motion carried.

Tina Danforth: For the record, I oppose this because this is a GTC resolution and it needs to be addressed at GTC and I understand that we have passed the time frame for the emergency adoption that ended in November, but I think it should be forwarded to GTC for their consideration as we stated in August to be available for the next available meeting. We need to make that a priority.

b. Requests

1. Trish King RE: Proposed BC political appointees hiring standard operating procedure

Action: Motion by Trish King to adopt the proposed Business Committee political appointment hiring work standards and procedures with the elimination of the half-time and part-time definitions, and add any clarifying language or defining the Business Committee office administrator position, seconded by Brandon Stevens. For: Trish King, Brandon Stevens, Ron "Tehassi" Hill Jr. Opposed: Melinda J. Danforth, Tina Danforth. Motion carried.

2. Ed Delgado RE: Schedule special BC meeting Dec. 18 for year-end financial FY08 audit

Action: Motion by Melinda J. Danforth to approve the request for a special Business Committee meeting on Dec. 18 at 1:30 p.m. for the presentation and approval of the FY08 annual tribal financial audit, seconded by Tina Danforth. Motion carried unanimously.

Action: Motion by Trish King to adopt Resolution 12-10-08-H Extension of the Emergency Adoption of the Child Support Law and eliminating the word "exclusive" on line 289, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

4. Trish King RE: Approve extension of the Emergency Adoption of the Paternity Law

Action: Motion by Trish King to adopt Resolution 12-10-08-I Extension of the Emergency Adoption of the Paternity Law, seconded by Brandon Stevens. Motion carried unanimously.

5. Trish King RE: Land Commission by-law amendments

Action: Motion by Brandon Stevens to adopt the Amendments to the Land Commission by laws, seconded by Ron "Tehassi" Hill Jr. For: Trish King, Melinda J. Danforth, Brandon Stevens, Ron "Tehassi" Hill Jr. Abstained: Tina Danforth. Motion carried.

12. Treasurer's Report

13. Oneida Business Committee Planning

14. Legislative Affairs Update

1. Tana Aguirre RE: Local government update

Action: Motion by Trish King to assign the Law Office to review the Coordination Law and bring back recommendations to the Jan. 14, 2009 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Trish King to accept the local government update, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

2. Bill Gollnick RE: Support Outagamie County application for state funding to assess their energy usage

Action: Motion by Tina Danforth to approve the letter of support to Outagamie and Brown counties, seconded by Brandon Stevens. Motion carried unanimously.

3. Rick Hill

RE: Retro-approve support for Tribal Governments and the Worker, Retiree and Employer Act of 2008

Action: Motion by Trish King to retro-approve support for the Tribal Governments and the Worker, Retiree and Employer Act of 2008, seconded by Tina Danforth. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to recess until 1:30 p.m., seconded by Trish King. Motion carried unanimously.

15. Executive Session

Action: Motion by Brandon Stevens to go into executive session at 1:38 p.m., seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Ron "Tehassi" Hill Jr. to come out of executive session at 4:55 p.m, seconded by Melinda J. Danforth. Motion carried unanimously.

a. Tabled Business

b. Old Business

1. Paul Van Noie

RE: Gap financing for OTIE operations

Excerpt from Nov. 26, 2008: Motion by Ed Delgado to approve the gap financing of \$115,497.92 for OTIE and direct the Chief Financial Officer to bring back the documents to the Dec. 10 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Action: Motion by Trish King to adopt Resolution 12-10-08-J Adopting the Promissory Note in the amount \$132,215 for the Oneida Total Intergrated Enterprises, LLC, seconded by Brandon Stevens. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to approve the promissory note, seconded by Ron "Tehassi" Hill Jr. Motion withdrawn.

New Business

1. Neil Cornelius

RE: Brown County Austin Straubel International Airport ground lease and easement agreement

Action: Motion by Trish King to approve the Brown County Ausitn Straubel International Airport ground lease and easement agreement, second by Ron "Tehassi" Hill Jr. Motion carried unanimously.

2. Bill Gollnick RE: Oneida Police Commission attorney
David Webster contract for legal services

Action: Motion by Tina Danforth to approve the Brabazon contract for legal services for the Oneida Police Commission, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

3. Tina Danforth RE: Mervin Winston, LTD consulting
contract

Action: Motion by Melinda J. Danforth to approve the Mervin Winston, LTD consulting contract, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

4. Tina Danforth RE: OTIE concerns and follow-up

Action: Motion by Trish King to support the Treasurer's request for information per her memo of Dec. 5, 2008 and requesting all required materials to be turned into her office by Friday, Dec. 12 at 3 p.m., seconded by Ron "Tehassi" Hill Jr. For: Trish King, Tina Danforth, Brandon Stevens, Ron "Tehassi" Hill Jr. Abstained: Melinda J. Danforth. Motion carried.

5. Tina Danforth RE: Oneida Seven Generations Corporation
audit findings and follow-up

Action: Motion by Trish King to accept the Oneida Seven Generation Corporation update and defer the preliminary audit report to the Audit Committee for follow up, seconded by Brandon Stevens. Motion carried unanimously.

Action: Motion by Tina Danforth to direct Audit Committee to report with the follow-up at the Jan. 14, Business Committee meeting of the findings and responses from Oneida Seven Generations Corporation, seconded by Melinda J. Danforth. Motion carried unanimously.

d. Legislative Affairs Update

a. Tana Agguire RE: Local government update

Action: Motion by Melinda J. Danforth to accept the government report as FYI, seconded by Brandon Stevens. Motion carried unanimously.

e. Attorney Brief

1. Rob Orcutt

RE: Met Life settlement documents

Action: Motion by Trish King to approve the chairman to sign the Met Life settlement agreement and to approve the sovereignty waiver to the extent of the settlement agreement, seconded by Tina Danforth. Motion carried unanimously.

2. Jo Anne House

RE: Godfrey and Kahn

Action: Motion by Trish King to approve the Godfrey and Kahn contract for the railroad easement and to not exceed \$10,500, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

f. Audit Committee

g. New York Land Claims

1. Rick Hill

RE: New York Development Team update

Tina Danforth

Gene Keluche

Excerpt from Oct. 29, 2008: Motion by Trish King to direct the Development Team to provide regular update reports to the Business Committee starting Nov. 12, seconded by Melinda J. Danforth. Motion carried unanimously.

Action: Motion by Tina Danforth to approve the Chairman's letter to Governor Patterson, seconded by Trish King. Motion carried unanimously.

Action: Motion by Trish King to approve reformalizing the New York Development team to include Vice Chairwoman Kathy Hughes, Treasurer Tina Danforth, board member Gene Keluche, Francis Skeandore and the Oneida Law Office and that the team convene as soon as possible and report back to the BC noting a special meeting may be required, seconded by Tina Danforth. Motion carried unanimously.

2. Bill Gollnick

RE: New York Land Claims settlement update

Excerpt from Nov. 26, 2008: Motion by Patty Hoeft to accept the Land Claims update, seconded by Brandon Stevens. Motion carried unanimously.

Action: Motion by Trish King to approve the verbal update of the New York Land Claims, seconded by Tina Danforth. Motion carried unanimously.

3. Francis Skenandore

RE: Oneida Economic Development
Authority report

Action: Motion by Tina Danforth to approve the invoice submitted from OEDA regarding Power Plant Entertainment for the pre-development phase of the proposed New York casino of \$15,885, seconded Trish King. Motion carried unanimously.

Action: Motion by Tina Danforth to approve the concept paper for the Oneida Tribe strategies and that input be given to the team by Dec. 30, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Recess/Adjourn

Action: Motion by Brandon Stevens to adjourn at 5:10 p.m., seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Minutes Approved as presented/corrected on January 28, 2009.


Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE